

**CITY OF NEVADA CITY
ACTION MINUTES
REGULAR CITY COUNCIL MEETING OF MARCH 8, 2017**

NOTE: This meeting is available to view on the City's website www.nevadacityca.gov – Go to [Quick Links](#) and Click on [Agendas & Minutes](#) and find the Archived Videos in the middle of the screen. Select the meeting date and Click on [Video](#) to watch the meeting. For website assistance, please contact Corey Shaver, Deputy City Clerk at (530) 265-2496, ext 133.

- City Council Meetings are available on DVD. To order, contact City Hall - cost is \$15.00 per DVD.
- Closed Session Meetings are not recorded.

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Present: Moberg, Parker, Senum, Vice Mayor Strawser & Mayor Phelps

PLEDGE OF ALLEGIANCE

PROCLAMATION:

PRESENTATION:

1. BUSINESS FROM THE FLOOR-PUBLIC COMMENT (Per Government Code Section 54954.3)

Please refer to the meeting video on the City's website at www.nevadacityca.gov.

2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

Please refer to the meeting video on the City's website at www.nevadacityca.gov for comments.

Additionally, City Manager Prestwich requested an agenda item be added to the Agenda under New Business related to a request received March 6, 2017 after agenda publication from the Nevada City School District requesting a banner over a street.

Action: Motion by Strawser, seconded by Senum to add item to Agenda under New Business.
(Approved 5 – 0)

3. CONSENT ITEMS:

- A. Subject:** Fire Activity Report – January 2017
Recommendation: Receive and file.
- B. Subject:** Accounts Payable Report – February 2017
Recommendation: Receive and file.
- C. Subject:** Nevada City Sales Tax Update – July – September 2016
Recommendation: Receive and file.
- D. Subject:** Amendment No. 1 to Police Chief Employment Agreement
Recommendation: Pass a Motion authorizing City Manager to sign Amendment No. 1 to Police Chief Employment Agreement updating compensation and other benefits.
- E. Subject:** Letter of Commitment for Nevada County Local Hazard Mitigation Planning Project
Recommendation: Pass a Motion authorizing the Mayor to sign Letter of Commitment as a participating jurisdiction in the Nevada County Local Hazard Mitigation Planning Project.
- F. Subject:** Pay Scale for Temporary Parks & Recreation Employees
Recommendation: Pass Resolution 2017-13 approving the Proposed Parks & Recreation pay scale for 2017.

G. Subject: Notice of Completion for CDBG ADA Curb Cuts Sidewalk Improvements

Recommendation: Pass Resolution 2017-14 approving a Notice of Completion for the construction of Community Development Block Grant (CDBG) Americans with Disabilities (ADA) Curb Cuts at various locations in the City of Nevada City Historical District in Nevada City and authorize Mayor to sign.

Action: Motion by Parker, seconded by Senum to approve Consent Items as presented
(Approved 5 – 0)

4. APPROVAL OF ACTION MINUTES:

A. City Council Meeting – February 22, 2017

Action: Motion by Strawser, seconded by Senum to approve February 8, 2017 Minutes.
(Approved 5 – 0)

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: Update on Nevada City Sphere of Influence Recommendation to the Nevada County Local Agency Formation Commission (Oral Presentation)
Recommendation: Receive and file.

Action: Receive and file.

6. PUBLIC HEARINGS:

A. Subject: An Ordinance of the City of Nevada City Adopting and Adding Chapter 17.140 Entitled “Personal Cannabis Cultivation Regulations” To Title 17 of the Nevada City Municipal Code
Recommendation: Hold a public hearing and introduce for first reading of an Ordinance Adding Chapter 17.140 to the Nevada City Municipal Code Entitled “Personal Cannabis Cultivation Regulations” and waive reading of the Ordinance, read title only.

Action: Motion by Strawser, seconded by Senum to approve waive reading of the Ordinance and read title only using language from prior ordinance related to prohibition of outdoor cultivation as shown in strikeout language on attachment to report.

(Approved 4 – 1; Ayes: Moberg, Parker, Strawser, Senum; Noes: – Phelps)

B. Subject: 2017 Citywide Fee Schedule Update
Recommendation: Conduct a Public Hearing and upon conclusion pass Resolution 2017-15 adopting an updated 2017 Citywide Fee Schedule.

Action: Motion by Senum, seconded by Parker to pass Resolution 2017-15 adopting an updated 2017 Citywide Fee Schedule.

(Approved 5 – 0)

C. Subject: Public Hearing for 12-CDBG-8402, 2012 Community Development Block Grant Closeout
Recommendation: Conduct a Public Hearing regarding the accomplishments of the 12-CDBG-8402, 2012 Community Development Block Grant (CDBG) and upon conclusion pass Resolution 2017-16 authorizing the grant closeout and Resolution 2017-14 (duplicate – Consent Item 3-G) authorizing the Mayor to sign a notice of completion for the CDBG American with Disabilities Act (ADA) curb cuts sidewalk improvement project.

Action: Motion by Strawser, seconded by Parker to pass Resolution 2017-16 authorizing the grant closeout and Resolution 2017-14 (duplicate – Consent Item 3-G) authorizing the Mayor to sign a notice of completion for the CDBG American with Disabilities Act (ADA) curb cuts sidewalk improvement project.

(Approved 5 – 0)

7. OLD BUSINESS:

A. Subject: Request for a 2nd Continuance for the Appeal of the Planning Commission Decision to Deny the Use Permit Application by Verizon Wireless to Install eight (8) cellular antennas to various points of the rooftop of 109 North Pine Street
Recommendation: Provide direction for one of the following: 1) If the City Council is satisfied that Verizon’s request to continue the appeal of their Use Permit for an additional three months is necessary to continue the

applicant's investigation of alternative sites, continue the Verizon Appeal to be heard at the applicant's requested June 14, 2017 City Council Meeting; or 2) Set the date to hear the appeal of the Planning Commission's decision to deny the Use Permit on March 22, 2017.

Action: Motion by Strawser, seconded by Parker to continue Appeal of Planning Commission Decision to Deny Use Permit Application to September 13, 2017 and provide an update to the City Council within three months (June 2017).
(Approved 5 – 0)

8. NEW BUSINESS:

- A. Subject:** Request by Nevada City School District to Hang Banner over Broad Street (Added to agenda)
Recommendation: Approve request to hang banner over Broad Street.

Action: Motion by Strawser, seconded by Senum to authorize Nevada City School District to hang banner over Broad Street from March 27 to April 17, 2017 informing local families of the school district and Kindergarten Roundup this spring.
(Approved 5 – 0)

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

Please refer to the meeting video on the City's website at www.nevadacityca.gov.

11. CITY MANAGER'S REPORT:

12. ADJOURNMENT – 8:56 p.m.

ATTEST:

Evans Phelps, Mayor

Niel Locke, City Clerk